



MICHIGAN
HOUSE OF REPRESENTATIVES
P.O. Box 30014
LANSING, MICHIGAN 48909-7514

MINUTES OF THE COMMITTEE
ON
JUDICIARY

Tuesday, May 10, 2016 12:00 p.m. Room 521 House Office Building

The House Standing Committee on Judiciary was called to order by Chairman Kesto.

Members present: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Members absent/excused: None.

Representative Lucido moved to adopt the minutes of May 3, 2016. There being no objection, the motion prevailed by unanimous consent.

Chairman Kesto laid the following bills before the committee:

HB 4924 (Poleski)	Civil procedure; service of process; fees and mileage allowed for service of process; modify.
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HB 5359 (Poleski)	Civil procedure; service of process; cross-reference to reflect amendment of provisions relating to fees for service of process; amend.
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HB 5360 (Heise)	Civil procedure; service of process; fees; increase.
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Representative Heise; Representative Poleski; and Jeff Kirkpatrick, representing the Michigan Court Officers, Deputy Sheriffs Association, testified in support of the bills. Questions and discussion followed.

The following people submitted a card in support of the bills, but did not wish to speak:

Ben Bodkin, representing the Michigan Sheriffs Association.
Steve Currie, representing the Michigan Association of Counties.

Representative Heise moved to adopt the substitute (H-2) to HB 4924. The motion prevailed, the vote being 10-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang.

Nays: None.

Pass: None.

Representative Heise moved to adopt the substitute (H-1) to HB 5360. The motion prevailed, the vote being 10-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang.

Nays: None.

Pass: None.

Chairman Kesto laid the following bill before the committee:

HB 5536 (Vaupel)	Family law; parenting time; another family member to use parenting time when parent is on active duty outside of Michigan; allow.
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Chairman Kesto indicated that the bill is a work in progress to be taken up at a later date and read in the following cards:

Steve Kozera, representing the Michigan Department of Military and Veterans Affairs, support.
Bill Kandler, representing the Family Law Section of the Michigan State Bar, oppose and submitted written testimony.

Chairman Kesto laid the committee at ease, the time being 12:23 p.m.

Vice-Chairman Lucido called the committee back to order, the time being 12:24 p.m.

Vice-Chairman Lucido laid the following bills before the committee:

HB 5588 (Phelps)	Public employees and officers; ethics; crime of altering data used for official reports to intentionally falsify or mislead; create.
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HB 5589 (Kesto)	Criminal procedure; sentencing guidelines; sentencing guidelines for altering or tampering with data in an official report; enact.
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Chairman Kesto and Representative Phelps testified in support of the bills. Questions and discussion followed.

The following people submitted a card in support of the bills, but did not wish to speak:

Shelli Weisberg, representing the American Civil Liberties Union of Michigan.
Colin Ford, representing the Michigan State Medical Society.

Vice-Chairman Lucido laid the committee at ease, the time being 12:42 p.m.

Chairman Kesto called the committee back to order, the time being 12:43 p.m.

Chairman Kesto laid the following bills before the committee:

HB 5503 (Kesto) Courts; jurisdiction; appellate review of certain court orders by probate court; preclude.

SB 632 (Schuitmaker) Courts; jurisdiction; jurisdiction on appeals from orders and judgments of the probate court; provide to the court of appeals.

Chairman Kesto indicated that expected testimony was not available and that the bills will be taken up again at a further date.

Chairman Kesto laid the following bill before the committee:

SB 251 (Proos) Courts; other; consent calendar for juveniles; create.

Kim Wadaga, from Senator Proos office, and Bill Kandler, representing the Michigan Probate Judges Association, testified in support of the bill. Questions and discussion followed.

Cami Pendell, representing the Michigan Judges Association, submitted a card in opposition to the bill, but did not wish to speak.

Representative Lucido moved to adopt the substitute (H-2) to SB 251. The motion prevailed, the vote being 11-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Kesto, Lucido, Heise, Johnson, Howrylak, Cole, Runestad, Irwin, Robinson, Chang, Guerra.

Nays: None.

Pass: None.

There being no further business before the committee, Chairman Kesto adjourned the meeting, the time being 12:58 p.m.

Representative Klint Kesto, Chair_____

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